

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**


WALTER MOORE,	§	
	§	
Plaintiff,	§	
v.	§	CIVIL ACTION NO. H-08-1923
	§	
MICHAEL B. MUKASEY, <i>et al.</i> ,	§	
	§	
Defendants.	§	

**ORDER**

The Court certifies, under Fed. R. App. P. 24(a)(3), that Moore's appeal is not taken in good faith. He will not be permitted to proceed on appeal *in forma pauperis*. Accordingly, to the extent that Moore seeks *in forma pauperis* status on appeal, it is denied. He is advised, however, that he may file a motion in the Court of Appeals to proceed on appeal *in forma pauperis* within thirty days after service of this Order. *See* FED. R. APP. P. 24(a)(5).

Moore's motion for leave to proceed as a pauper on appeal, (Docket Entry No. 20), is denied.

SIGNED on March 13, 2009, at Houston, Texas.

  
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Lee H. Rosenthal  
United States District Judge